IFW PHYLCE PTO/SB/30 (08-03)

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7 2004 P REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/622,235					
Filing Date	07/18/2003					
First Named Inventor	Steven J. Schmitz et al.					
Art Unit	3617					
Examiner Name	Lars A. Olson					
Attorney Docket Number	LKMP:111US					

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).  a. □ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.  i. □ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ii. □ Other  b. ⊠ Enclosed  i. □ Affidavit(s)/Declaration(s) iv. □ Other  b. ⊠ Enclosed  ii. □ Affidavit(s)/Declaration(s) iv. □ Other  2. Miscellaneous  a. □ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of □ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17() required) b. □ Other  3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.  a. □ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.  i. ☑ RCE fee required under 37 CFR 1.17(e)  ii. □ Extension of time fee (37 CFR 1.136 and 1.17) 09/28/2004 ANCHORFT 00000037 10622235 11 11 11 11 11 11 11 11 11 11 11 11 11								
Office action may be considered as a submission even if this box is not checked.  i. □ Consider the arguments in the Appeal Brief or Reply Brief previously filed on  ii. □ Other  b. ☒ Enclosed  i. ☒ Amendment/Reply iii. □ Information Disclosure Statement (IDS)  ii. □ Affidavit(s)/Declaration(s) iv. □ Other  2. Miscellaneous  a. □ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)  b. □ Other  3. Fees	and amendments enclos applicant does not wish	sed with the RCE	will be entered in the	order in which they	were file	ed unless applicant instruc	cts otherwise. If	
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Name (Print/Type) C. Paul Maliszewski, P.E.	envelope addressed to: Mail \$	espondence is b Stop RCE, Com	peing deposited with the missioner For Patents,	e United States P	ostal Ser	vice with sufficient posta	ge as first class mail in ar mile transmitted to the U.S.	
Signature Date September 23, 2004			·····					
	Signature	P(Q1)			Date	September 23, 2004		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing; and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mall Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Applicant: Steven J. SCHMITZ and Terrence W. SCHMIDT

U.S. Patent Application No. 10/622,235

For: TWO DEGREE OF FREEDOM RUDDER/STABILIZER FOR WATERBORNE VESSELS

Filed: July 18, 2003

Examiner: Lars A. OLSON

Group Art Unit: 3617

Confirmation No.: 4640

Customer No.: 24041

## **Certificate of Mailing by First Class Mail**

I certify that this Amendment and Request for Reconsideration is being deposited on September 23, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. §1.8 and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1459,

C. Paul Maliszewski, P.E.

## AMENDMENT AND REQUEST FOR RECONSIDERATION

Mail Stop RCE Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

## Honorable Sir:

This is a reply to the Final Office Action dated June 25, 2004 regarding the above-identified patent application.

Please amend the above-identified application as follows:

Amendments to the Specifications begin on page 2.

Amendments to the Claims begin on page 5.

Remarks begin on Page 13.

This Amendment and Request for Reconsideration is attached, as the submittal, to a Request for Continued Examination filed September 23, 2004.

AMENDMENT TRANSMITTAL LETTER (Large Entity) Applicant(s): Steven J. Schmitz and Terrence W. Schmidt			Docket No. <b>LKMP:</b> 111US					
Application No. 10/622,235	Filing Date 07/18/2003	Examiner Lars A. Olson		Customer N 24041	<b>1</b> 0.	Group Art Unit Cor 3617		Confirmation No.
SEP 2 7 2004								
Transmitted hereu	COMMISSIONER FOR PATENTS:							
Transmilled herew		n the above-identified a smitted as shown below	• •	OII.				
		CLAIMS AS AM	ENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST# PREV. PAID FOR		R EXTRA		RATE		ADDITIONAL FEE
TOTAL CLAIMS	44 -	20 =	CLAIIVIS	24	x	\$18.00		\$432.00
INDEP. CLAIMS	4 -	4 =		0	x	\$86.00		\$0.00
Multiple Depender	nt Claims (check if app	olicable)			1			\$0.00
		TOTAL ADDITIONAL I	FEE FO	R THIS AM	EN	DMENT		\$432.00
<ul> <li>No additional fee is required for amendment.</li> <li>□ Please charge Deposit Account No. in the amount of</li> <li>☒ A check in the amount of \$432.00 to cover the filing fee is enclosed.</li> <li>☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 50-0822</li> <li>☒ Any additional filing fees required under 37 C.F.R. 1.16.</li> <li>☒ Any patent application processing fees under 37 CFR 1.17.</li> <li>□ Payment by credit card. Form PTO-2038.</li> <li>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</li> </ul>								
C. Paul Maliszews Registration No. 5 CUSTOMER NO. Simpson & Simpso 5555 Main Street Williamsville, NY Telephone No. 716	51,990 . 24041 on, PLLC 14221-5406		United in an e 1450, A	y certify that t States Postal S envelope addre	his Gerviesseo	correspondence ce with sufficient	pos ner 1	eing deposited with the tage as first class mail for Patents, P.O. Box (a)]
CPM/KRB			('	-	-	Person Mailing Co		-

cc:

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Typed or Printed Name of Person Mailing Correspondence